IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.617 OF 2006
IN
APPEAL NO.577 OF 2005
IN
NOTICE OF MOTION NO.775 OF 2004
IN
SUIT NO.2424 OF 2004

Hindustan Dorr Oliver Ltd. ....Applicant
V/s.
Zuari Industries Ltd. ....Respondents

Ms.S. Surve i/b Little & Co. for the Applicant.
Mr.Gaurav Joshi i/b Mr.Prem Ranga for the Respondents.

CORAM : DR.S. RADHAKRISHNAN & S.J. VAZIFDAR, JJ.
DATED : 18TH MARCH, 2006.

P.C. :

1. Heard the learned counsel for the Applicant and the Respondents. Perused the affidavit in support of the Notice of Motion. For the reasons stated in the affidavit in support of the Notice of Motion, sufficient cause is made out. There is no case of inaction, negligence or want of bona-fide on the part of the Applicant. Hence, the Notice of Motion is made absolute in terms of prayer clause (a).

2. The Appeal to be placed for admission on 17.4.2006 subject to numbering.

(DR.S. RADHAKRISHNAN, J.)

(S.J. VAZIFDAR, J.)